## **ELLIS**: LAWHORNE

Carol Roof

Direct dial: 803/779-0066 <a href="mailto:croof@ellislawhorne.com">croof@ellislawhorne.com</a>

April 17, 2013

### FILED ELECTRONICALLY

The Honorable Jocelyn G. Boyd Clerk SC Public Service Commission P.O. Drawer 11649 Columbia, SC 29211

RE: Application of TNCI Operating Company, LLC for a Certificate of Public

Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange, Exchange Access and Interexchange Telecommunications Services in the State of South Carolina, For Alternative Regulation, Flexible Regulation, and For Approval of a Transfer of Assets from Trans

National Communications International Inc.

Dockets No. 2013-118-C, ELS File No. 3201-11948

Dear Ms. Boyd:

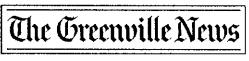
Enclosed for filing are the Affidavits of Publication received from The State-Media Company and The Greenville News in the above-referenced docket.

If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

s/ Carol Roof Carol Roof Paralegal

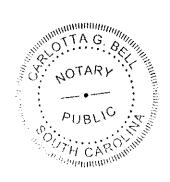
cc: C. Lessie Hammonds, Esq. (via electronic mail service)
Danielle Burt, Esq. (via electronic mail service)



greenvilleonline.com

## **AFFIDAVIT**

I, Swan Mullinas	, being the Advertising
Sales Agent for Gannett, Inc., do hereby testify that the attached advertisement	
was published in the Legal/Classified section on the following dates:	
4.11-13	
The Greenville News and/or	The Tribune Times
Sixin Mullenas	
Sales Agent for Gannett, Inc.	
Carlette D Bell	
Carlotta G. Bell	
Notary Public for the State of South Carolina My Commission Expires July 22, 2020	



PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CLERK'S OFFICE

#### **NOTICE OF FILING AND** HEARING

DOCKET NOS. 2013-118-C & 2001-316-C

Application of TNCI Operating Company, LC for a Certificate of Public Convenience and Necessity to Provide Local Exchange and in terexchange Telecommunications Services within the State of South Carolina, for Alternative Regulation and Flexible Regulation and for approval of a transfer of certain as sets from Trans Nation al Communications in ternational inc. Application of TNCI Op

Docket Summary: Ap plication of Trans Na tional Communications International, Incorpo rated for a Certificate of Public Convenience and Necessity to Pro vide Resold Interex change and Local Ex change Telecommuni cations Services

TNCI Operating Compa
ny LLC ("TNCI-OpCo" or
"Applicant") has filed
an Application with the
Public Service Commis
sion of South Carolina
("the Commission") for
a Certificate of Public
Convenience and Ne
cessity to Provide Re
sold and FacilitiesBased Local Exchange,
Exchange Access and
Interexchange Tele
communications Services in the State of
South Carollina, for Alternative Regulation,
Flexible Regulation, afor Approval of a Jrans
fer of Assets from
Trans National Commu
nications International
Inc. The Application
was filed pursuant to
S.C. Code Ann. Section
58-9-280 and the rules
and regulations of the
Commission. The Ap
plicant also requests,
pursuant to S.C. Code
Ann. Section 58-9-585
and the general regulat
tory authority of the
Commission, that the
Commission, that the
Commission regulate
tis Interexchange service offerings in accord
dance with the prin
ciples and procedures
established for alternat
tive regulation in Com
mission Order Nos.
1995-1734 and 1996-56
C, and as modified by
Commission Order Nos.
1995-1734 and 1996-56
C, and as modified by
Commission Order No.
2000-497 in Docket No.
2001-997 in Docket No.
2004-07-C.
Additionally, TNCIOpCo requests flexible
regulation for its local
exchange telecommu
nications services in
accordance with proce
dures authorized in Order No.
1998-165 in
Docket No.
1997-467-C.
Regarding the transfer
of assets, Including
customer accounts and
contracts and telecom
munications services in
accordance with proce
dures authorized in Order
the Assets, Including
customer accounts and
contracts and telecom
munications equip
ment, from Trans Na
tional Communications
international Inc.
(Debtor-In-Posses
sion) ("TNCI-DIP") to
TNCI-OpCo through a
tional Communications
international Inc.
(Debtor-In-Posses
sion) ("TNCI-DIP") to
TNCI-OpCo through a
tional Communications
international Inc.
(Debtor-In-Posses
sion) ("TNCI-DIP") to
TNCI-OpCo throu

0008 Legal Notices

29210.

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period al lowed for consideration of this matter.

of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before Thursday, May 10, 2013, and Indicate the amount of time required to address the Commission correspondence, please include an email address in the Petition to Intervene. Please refer to Docket Nos. 2013-118-C & 2001-316-C.

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Compa 29201; and the Company's representative at the above address, on or before Thursday, May 10, 2013, and indicate the amount of time required to address the Commission. Please refer to Docket Nos. 2013-118-C & 2001-316-C.

Any person who wishes

# THE STATE MEDIA CO., INC. Columbia, South Carolina publisher of

## The \$\frac{1}{2} State

# STATE OF SOUTH CAROLINA COUNTY OF RICHLAND

Personally appeared before me, Emily Fernandez, Project & Support Supervisor of THE STATE, and makes oath that the advertisement,

Notice of Filing and Hearing: Docket Nos: 2013-118-C & 2001-316-C Application of TNICI Operating Company, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunication Services

was inserted in THE STATE, a daily newspaper of general circulation published in the City of Columbia, State and County aforesaid, in the issue(s) of

April 11, 2013

Subscribed and sworn to before me

Crily Hermandy

on this day

April 11, 2013

**Notary Public** 

My commission expires

January 20, 2014

"Errors- the liability of the publisher on account of errors in or omissions from any advertisement will in no way exceed the amount of the charge for the space occupied by the item in error, and then only for the first incorrect insertion."

al, Incorporated for a Certificate of Public Convenience and Necessity to Provide Resold Interexchange and Lo-Exchange Telecommunications

TNCI Operating Company LLC ("TNCI-OpCo" or "Applicant") has filed an Application with the Public Service Commission of South Carolina ("the Commission") for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange, Exchange Access and Interexchange Telecommunications Services in the State of South Carolina, for Alternative Regulation, Flexible Regulation, and for Approval of a Transfer of Assets from Trans National Communications International Inc. The Application was filed pursuant to S.C. Code Ann. Section 58-9-280 and the rules and regulations of the Commission. The Applicant also requests, pursuant to S.C. Code Ann. Section 58-9-585 and the general regulatory authority of the Commission, that the Commission regulate its interexchange service offerings in accordance with the principles and procedures established for alternative regulation in Commission Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C, and as modified by Commission Order No. 2001-997 in Docket No. 2000-407-C. Additionally, TNCI-OpCo requests flexible regulation for its local exchange telecommunications services in accordance with procedures authorized in Order No. 1998-165 in Docket No. 1997-467-C.

Regarding the transfer of assets, TNCI-OpCo requests, pursuant to S.C. Code Ann. Section 58-9-310, that the Commission approve the transfer of certain of the assets, including customer accounts and contracts and telecommunications equipment, from Trans National Communications International Inc. (Debtor-In-Possession)("TNCI-DIP") to TNCI-OpCo through a sale pursuant to Section 363 of the United States Bankruptcy Code that was approved by the Bankruptcy Court on March 13, 2013. TNCI-DIP is currently authorized to provide local exchange (including exchange access) and interexchange service in South Carolina pursuant to a Certificate granted in Docket No. 2001-316-C. TNCI-Op-Co does not currently provide telecommunications services or hold any authorizations to do so, but is seeking the same (or more

expansive) authorizations as currently held by TNCI-DIP so that TNCI-OpCo can continue to provide the same ser/ices as TNCI-DIP's customers currenitly receive from TNCI-DIP.

A copy of the Applicant's application can be found on the Commission's website at www.psc.sc.gov under Docket Nos. 2013-118-C & 2001-316-C. Additionally, a copy of the application is available from the Company's representative John J. Pringle, Jr., Esquire, Ellis, Lawhorne & Sims, PA, Post Office Box 2285, Columbia, South Carolina 29202.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on Monday, July 1, 2013, at 10:00 a.m before a Hearing Examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file, a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before Thursday, May 10, 2013, and indicate the amount of time required to address the Commission. For the receipt of fu-Commission correspondence. ture please include an email address in the Petition to Intervene. Please refer to Docket Nos. 2013- 118-C & 2001-316-C

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before Thursday, May 10, 2013, and indicate the amount of time required to address the Commission. Please refer to Docket Nos. 2013-118-C & 2001-316-C.

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before Thursday,

¥

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINACLERK'S OFFICE

### **NOTICE OF FILING** AND HEARING

DOCKET NOS. 2013-118-C & 2001-316-C

Application of TNCI Operating Company, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunications Services within the State of South Carolina, for Alternative Regulation and Flexible Regulation and for approval of a transfer of certain assets from Trans National Communications International Inc.

Docket Summary: Application of Trans

National Communications Internation-

May 10, 2013. Please refer to Docket N los. 2013-118-C & 2001-316-C. P'LEASE TAKE NOTICE that any person the wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments in person to the Commission during the hearing. Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at www.psc.sc.gov.